

**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

Chester County Employees' Retirement Fund, Derivatively on Behalf of Nominal Defendant, EchoStar Corp.,

Case No.: 2:13-cv-0325-JAD-GWF

## **Order Directing Status Report**

**Plaintiff**

V.

Charles W. Ergen, et al.,

## Defendants

This shareholder-derivative suit challenges actions taken by the EchoStar Corp. board of directors and is related to the earlier-filed action, *Jacobi v. Ergen et al.*, 2:12-cv-02075-JAD-GWF. In April 2014, with a motion to dismiss *Jacobi* pending, the parties stipulated to stay this case until the *Jacobi* motions were resolved.<sup>1</sup> They further agreed “to meet and confer and submit for the Court’s consideration a proposed schedule for further proceedings within 60 days after the issuance of an order ruling on the motion to dismiss” in *Jacobi*.

16 Today I dismissed the claims in *Jacobi* for the second time and without leave to amend.  
17 Because the purpose for the stay no longer exists, IT IS HEREBY ORDERED that the temporary  
18 stay [ECF 58] is LIFTED. The parties must file a joint status report by **May 16, 2016**, advising  
19 how or if they intend to proceed with this action.

DATED March 17, 2016.

Jennifer A. Dorsey  
United States District Judge

28 ||<sup>1</sup> ECF 58.